FERRY—*contd.*

I.—AJMER, ASSAM, SAMBALPUR DISTRICT (BENGAL), CENTRAL PROVINCES, COORG [1], N.-W. FRONTIER PROVINCE, PUNJAB AND UNITED PROVINCES.

1. Preliminary.

Definition of "ferry" . . . . . Act17,1878,s.3.

2. Establishment, etc., and working.

Public ferries :

Power of Government to declare, establish, define limits of, change course of, and discontinue ; compensation when private ferry taken up . . . . . „ ss.4,5.

Tolls to be levied, except on persons and things employed or transmitted on public service ; power of Local Government to exempt persons and things from payment ; abatement of rent payable by lessee when exemption made . . . „ s.15.

S. 15 rep. as to certain exemptions ; general exemption of persons, property, etc., belonging to Army . . . Act2,1901,s.8.

Superintendence of . . . . . Act17,1878,s.6.

To be under authority of Local Self-Government Boards :

See LOCAL SELF-GOVERNMENT, V, 3 ; VIII, 3 ; IX, 3.

Transfer of, to Municipal Commissioners, Assam. *See* MUNICIPALITY, IV A, 4 ; VI, 4.

Transfer of management of, with proceeds, to—

Municipal Commissioners . . . . . Act17,1878,s.7.

District Council or Local Board . . . . . (Sambalpur District and C.P.) Act 17, 1878, s. 7A.

District Board . . . . . (U.P.)Act17,1878,s.7A.[2]

District Board or Local Board . . . . . (N.-W.Fr.andP.)Act17, 1878,s.7A.

Leasing of tolls . . . . . Act17,1878,ss.8,12.

Recovery of arrears from lessee . . . . . „ s.9.

Cancellation and surrender of lease ; compensation when payable . . . . . „ ss.10,11,24.

Power to take possession of ferry-boats, etc., on surrender or cancellation of lease ; compensation . . . . . „ s.32.

Power to make rules as to management, etc. ; penalties for breach of rules . . . . . „ s.12(am.in N.-W.Fr.,Reg.7,1901,s. 3),ss.21,23,24.

Persons using approaches or landing-places to pay the toll . Act17,1878,s.14.

Compounding for tolls . . . . . „ ss.12(*c*),18.

Table and list of tolls ; penalties . . . . . „ ss.15,16,21.

Private ferries :

Power to declare them to be public ferries ; compensation . „ ss.4(*b*),5.

Not to ply within two miles of public ferry without sanction ; exceptions ; penalty . . . . . „ ss.13,26.

Power of Commissioner to make rules for maintenance of order and for safety of passengers and property ; penalty for breach of rule . . . . . „ ss.19,23.

Tolls not to exceed highest rates fixed for similar public ferries ; penalty . . . . . „ ss.20,22.

[1] Act 17, 1878 (except ss. 2, 7A and 17 and part of s. 1), has been extended to Coorg, by notification under the Scheduled Districts Act, 1874.

[2] Act 14,1883, by which s.7A was inserted in United Provinces, has been repealed by U. P. Act 3, 1906 ; see however s. 42 (*1*) *i*) of the latter Act, where s. 7A of Act 17, 1878, is referred to.

FERRY—*contd.*

I.—AJMERE, ASSAM, SAMBALPUR DISTRICT (BENGAL), CENTRAL PROVINCES, COORG[1] N.-W. FRONTIER PROVINCES, PUNJAB AND UNITED PROVINCES—*contd.*

2. Establishment, etc., and working—*contd.*

Power of District Magistrate to take possession of ferry-boats, etc., in case of emergency; compensation . . . . . Act 17,1878,s.33.

Offences and penalties . . . . . „ ss.21to26, 28.

3. Supplemental.

Application of tolls, rents, compensation and fines . . . . „ s.17(am.inC. P.,Act4,1907,s.2), (Sambalpur and C.P.)Act 1,1883,s.23(*1*)(*e*).

Certain fines payable to lessee of tolls . . . . . Act17,1878,s.27.

Arrest without warrant . . . . . „ s.29.

Summary trial of offences . . . . . „ s.30.

Payment of damages by offender . . . . . „ s.31.

Bar to jurisdiction of Civil Courts in questions of compensation or abatement of rent . . . . . „ s.34.

Relegation of Local Government's powers . . . . . „ s.35.

Modification of Act 17, 1878, in North-West Frontier Province. Reg.7,1901,s.3,Sch.1.

II.—BENGAL (EXCEPT SAMBALPUR DISTRICT) AND EASTERN BENGAL.

1. Preliminary.

Definitions . . . . . Ben.Act1,1885,s.5.

Ben. Act 1, 1885, does not extend to municipal ferries . . . „ s.4.

2. Establishment, etc., and working.

Public ferries:

Power of Local Government to declare, establish, define limits of, change course of, and discontinue; compensation when private ferry taken up, etc. . . . . „ ss.6,17.

Tolls to be levied, except on persons and things employed or transmitted on public service; power of Local Government to exempt persons and things from payment; abatement of rent payable by lessee when exemption made . . . . „ s.18.

S. 18 rep. as to certain exemptions; general exemption of persons, property, etc., belonging to Army . . . . . Act2,1901.

Control and superintendence of . . . . . Ben.Act1,1885,ss.7,8.

Transfer of management of, with proceeds, to District Board; powers of Board . . . . . „ s.35.

Transfer of, to Municipal Commissioners. *See* MUNICIPALITY, VI, 4.

Establishment and maintenance of subsidiary ferries; compensation . . . . . „ ss.11,17.

Leasing of tolls . . . . . „ ss.9,10,15.

Recovery of arrears from lessee . . . . . „ s.12.

Cancellation and surrender of lease; compensation when payable . . . . . „ ss.13,14,26.

Power to take possession of ferry-boats, etc., on cancellation or surrender of lease; compensation . . . . . „ s.33.

[1] See first footnote on p. 274.

FERRY—*contd.*

II.—BENGAL (EXCEPT SAMBALPUR DISTRICT) AND EASTERN BENGAL—*contd.*

2. Establishment, etc., and working—*contd.*

Public ferries—*contd.*

Power to make rules as to management, etc.; penalty for breach of rules	Ben. Act 1, 1885,	ss. 15, 25.
Compounding for tolls	„	ss. 15(*c*), 21.
Table and list of tolls; penalty	„	ss. 19, 23.
Private ferries:		
Definition	„	s. 5.
Power to declare them to be public ferries; compensation	„	ss. 6, 17.
Not to ply within two miles of public ferry without sanction; exceptions; penalty	„	ss. 16, 28.
Power of Commissioner to make rules for maintenance of order and for safety of passengers and property; penalty for breach of rule	„	ss. 22, 25.
Power of District Magistrate to take possession of ferry-boats, etc., in case of emergency; compensation	„	s. 34.
Offences and penalties	„	ss. 23 to 28, 30.

3. Supplemental.

Application of tolls, rents and compensation received by Government, and fines	„	s. 20.
Certain fines payable to lessee of tolls	„	s. 29.
Arrest without warrant	„	s. 31.
Payment of damages by offender	„	s. 32.
Delegation of Local Government's powers	„	s. 36.

III.—BOMBAY PRESIDENCY.

1. Establishment, etc., and working.

Public ferries:

Power of Local Government to declare, establish and discontinue	Bom. Act 2, 1868,	s. 2.
Tolls to be levied, except on police-officers and persons in custody of police; power of Local Government to exempt persons from payment	„	s. 3.
S. 3 rep. as to certain exemptions: general exemption of all persons, property, etc., belonging to the Army	Act 2, 1901.	
Appointment and salaries of toll-keepers, ferrymen, etc.	Bom. Act 2, 1868,	s. 4.
Leasing of ferries; recovery of arrears from lessee; duties of servants of lessee, etc.	„	ss. 5, 6.
Table of tolls; penalty	„	s. 8.
Power to make rules as to management, etc.; penalty for breach of rules	„	s. 12.
Offences and penalties	„	ss. 8 to 14, 14A.

2. Supplemental.

Tolls and rents of public ferries, and fines, to form ferry-fund; application thereof	Bom. Act 2, 1868,	s. 16 (rep. except in Aden and Bo. City, Bom. Act 1, 1884, s. 2).

FERRY—*contd.*

III.—BOMBAY PRESIDENCY—*contd.*

2. Supplemental—*contd.*

Net proceeds of public ferries, and fines, to be credited to Local Fund constituted by Bombay Local Boards Act, 1884 . . . Bom. Act 1, 1884, s. 44(*c*).
Trial of offences by Magistrates; recovery of fines . . . Bom. Act 2, 1868, s. 15.
Payment of damages by offender . . . . . „ s. 12.
Delegation of Local Government's powers . . . . „ s. 17.

IV.—BURMA

1. Preliminary.

Bur. Act 2, 1898, extends to Burma, including Upper Burma (except the Shan States) . . . . . Bur. Act 2, 1898, s. 1.

2. Establishment, etc., and working.

Public ferries:
Power of Local Government to declare, establish, change course of and discontinue . . . . . „ s. 4(*a*) to (*e*).
Tolls to be levied; power of Local Government to exempt persons and things from payment; abatement of rent payable by lessee when exemption made . . . . „ s. 16.
S. 16 rep. as to certain exemptions: general exemption of all persons, property, etc., belonging to the Army . . . Act 2, 1
Superintendence of . . . . . Bur. Act 2, 1898, s. 5.
Transfer of management of, with proceeds, to Municipality or Town Committee . . . . . „ s. 6.
Leasing of tolls; lessee to conform to rules and obey lawful orders: recovery of rent, etc., due in respect of lease . „ ss. 7, 8.
Lessee may surrender but not transfer lease without permission . . . . . „ ss. 9, 10.
Cancellation of lease . . . . . „ s. 11.
Powers of Superintendent . . . . . „ s. 14.
Power to make rules as to management, etc.; penalty for breach of rules; publication of rules . . . . . „ ss. 8, 12, 13.
Table and list of tolls; penalty . . . . . „ s. 18.
Private ferries:
Not to ply within limits of public ferry without sanction; exceptions . . . . . „ s. 15.
Offences and penalties; arrest without warrant . . . „ ss. 20 to 28.

3. Supplemental.

Tolls and rents to be credited to District Fund . . . . Bur. Act 2, 1898, ss. 4(*f*), 19.
Certain fines payable to lessee of tolls . . . . . „ s. 30.
Trial of offences . . . . . „ s. 31.
Payment of damages by offender . . . . . „ s. 29.
Delegation of powers . . . . . „ s. 32.
Power to take possession of boats, etc., in case of public emergency . . . . . „ s. 33.
Bar of suit . . . . . „ s. 34.
Recovery of revenue payable on account of ferries . . . (U.B.) Reg. 3, 1889, ss. 37 to 46.

FERRY—*concld.*

V.—MADRAS PRESIDENCY

1. Preliminary.

Definition of "vessel," "ferry" and "public ferry" . . . Mad.Act2,1890,s.3.

2. Establishment, etc., and working.

Power to declare ferry to be subject to Act; cessation of pre-existing rights; compensation . . . . . „ ss.8,9.

Management of public ferries; licensing ferry-boats; imposition of fees for licenses and tolls for use of ferry . . . . „ s.10.

Transfer of management of public ferry, with revenue therefrom, to Local Board or Municipal Council; powers of Board or Council . . . . . „ s.11.

Collection or leasing of fees or tolls . . . . . „ s.12.

Recovery of dues . . . . . „ ss.13,14.

Form and conditions of licenses . . . . . „ s.15.

Rules: power to make; penalty for breach of . . . „ ss.16,17.

Penalty for establishing or working ferry contrary to Act . . „ 18.

„ „ evasion of, or unauthorised collection of, toll or fee . „ s.19.

3. Supplemental.

Confiscation of vessel, etc., on conviction of offence . . . „ s.20.

FILTH.

Removal of. *See cross-references from* DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.

FINANCE ACT, 1894. (*See* DEATH DUTIES) . . . . . 57-8V.c.30.

FINANCE.

1857-8. 21-2 V. c. 106, ss. 2, 41 to 43, 45, 47 to 49, 51 to 53, 55 (Control of Secretary of State, etc.).
1859. 22 V. c. 11[1] (Loan).
„ 22-3 V. c. 39[1] (Loan).
„ 22-3 V. c. 41, s. 3 (Bank of England).
1860. 23-4 V. c. 5 [1] (Loan).
„ 23-4 V. c. 102[1] (Stock).
„ 23-4 V. c. 130[1] (Loan).
1861. 24-5 V. c. 3, s. 10 (Stock).
„ 24-5 V. c. 25[1] (Loan).
1862. 25-6 V. c. 7[1] (Stock).
1869. 32-3 V. c. 106[1] (Loan).
1871. 34-5 V. c. 29[1] (Stock).
1873. 36-7 V. c. 17[1] (Stock).
„ 36-7 V. c. 32[1] (Loan).
1874. 37-8 V. c. 3[1] (Loan).
1877. 40-1 V. c. 51[1] (Loan).
1879. 42-3 V. c. 43 (Stock).
1879. 42-3 V. c. 60[1] (Loan).
1880. 43 V. c. 10 (Loan).
„ 43 V. c. 11[1] (Stock).
1881. 44-5 V. c. 53 (Stock).
„ 44-5 V. c. 53 (Auditors).
1884-5. 48-9 V. c. 25[1] (Unclaimed Stock, etc.).
„ 48-9 V. c. 28[1] (Loan).
1887. 50-1 V. c. 11 (Stock Conversion).
1888. 51-2 V. c. 5 (Railways).
1890. 53-4 V. c. 6 (South Indian Railway).
1893. 56-7 V. c. 53, s. 1 (Stock).
„ 56-7 V. c. 70[1] (Loan).
1897. 60 V. c. 11 (Funds).
1898. 61-2 V. c. 13 (Loan).
1901. 1 Edw. 7, c. 25 (Loan).
1905. 5 Edw. 7, c. 19 (Loan).
1908. 8 Edw. 7, c. 54 (Loan).
1910. 10 Edw. 7, c. 5 (Loan).

[1] Collective title ("East India Loans Acts——" given by 59 & 60 Vict. c. 14.

FINANCE—*contd.*

Control by Secretary of State in Council, and application of Indian revenues	21-2V.c.106,ss.21,41to43, 45,47to49, 51to53.
Account of Secretary of State in Council at Bank of England; management and transfer of stock at Banks of England and Ireland; certificates of title, etc.	„ ss.43,45,47,48. 22-3V.c.41,s.3. 23-4V.c.102. 24-5V.c.3,s.10. 25-6V.c.7. 36-7V.c.17. 43V.c.11.
Audit of accounts of expenditure, etc., in Great Britain, and appointment, salaries, etc., of auditor and assistants	21-2V.c.106,s.52. 44-5V.c.63.
Accounts to be laid annually before Parliament, and half-yearly returns as to loans	21-2V.c.106,s.53. 37-8V.c.3,s.15. 42-3V.c. 60,s.15.
Borrowing by Secretary of State in Council on security of Indian revenues; composition for stamp-duty; forgery of bonds and debentures, and provisions as to loans	22V.c.11. 22-3V.c.39. 23-4V.c.5. 23-4V.c.130. 24-5V.c.25. 32-3V.c.106. 36-7V.c.32. 37-8V.c.3. 40-1V.c.51. 42-3V.c.60. 43V.c.10. 48-9V.c.28. 56-7V.c.70. 61-2V.c.13. 1Edw.7,c.25. 5Edw.7,c.19. 8Edw.7,c.54. 10Edw.7,c.5.
„ for purchase of Oudh, etc., railway, and construction of other railways	51-2V.c.5.
„ „ „ South Indian Railway	53-4V.c.6
Power to trustees to invest in East India stock	50-1V.c.11,s.3. 51-2V.c.5,s.18. 53-4V.c.6,s.17. 56-7V.c.53,s.1.
Transfers of Indian Government loans exempt from stamp-duty	23-4V.c.5,s.2.
Sending dividend warrants by post	34-5V.c.29. 43V.c.10,s.16. 43V.c.11,s.4.
Management of security fund, and redemption of East India stock dividends	36-7V.c.17,ss.16to18.
Transfer to Secretary of State of unclaimed redemption money and dividends for 10 years from 1874	„ ss.24,25,27 to34,37.
„ „ „ of unclaimed redemption moneys, stock and dividends generally	48-9V.c.25,ss.2to16.
„ „ „ of Regular and Elders Widows' Funds	60V.c.11.
Creation of stock for purchase of annuity created under East Indian Railway Company Purchase Act, 1879, or for redemption of other liabilities, and creation of sinking fund for reduction of debt	42-3V.c.43. 44-5V.c.53. 48-9V.c.25,s.25[1].

[1] *See also* 55 & 56 Vict. c. 10, s. 29.

FINANCE—*concld.*

Half-yearly returns as to sinking fund under East Indian Railway Company Purchase Act, 1879 . . . . . 42-3V.c.43,s.7.

Loan for paying off debentures of East Indian Railway Company 43V.c.10.

Repayment to Secretary of State of unclaimed East Indian Railway annuities, and of unclaimed sums paid for discharge of guaranteed railway debentures . . . . . 48-9V.c.25,ss.17to20.

Transfers to or by Secretary of State exempt from stamp-duty . ,, s.21.

Conversion of India 4 per cent. stock into 3½ per cent. stock . 50-1V.c.11.

Restriction on applying Indian revenues for operations beyond frontier . . . . . 21-2V.c.106,s.55.

See also FUNDS ; GOVERNMENT OF INDIA, 1, 2 (*d*) ; TAXES.

FINANCIAL COMMISSIONER, BURMA.

Power to appoint and remove . . . . . Act18,1888,s.2.

Subordination of, to Local Government ; his functions . . ,, s.3.

To be "Chief Revenue-authority" and "Chief Controlling Revenue-authority" . . . . . ,, s.4.

Delegation to, of certain functions of Local Government . . ,, s.5.

Upper Burma. *See* LAND-REVENUE, X, 1, 4.

FINANCIAL COMMISSIONER, CENTRAL PROVINCES.

Appointment ; etc., of ; assignment of powers to . . . Act13,1908,ss.2,3.

Subordination of, to Local Government, and subordination of other revenue-officers to . . . . . Act18,1881,s.6(sub.Act13, 1908,s.4).

FINANCIAL COMMISSIONER, PUNJAB.

Appointment, etc., of one or more . . . . . Act17,1887,ss.6,7.

Subordination of, to Local Government . . . . . ,, s.11.

Distribution of business, and procedure on difference of opinion, among, if more than one . . . . . ,, s.7(*2*),(*3*).

Powers and functions of . . . . . ,, ss.6,7,9,11,12, 24.

Powers of Local Government to confer on any person the powers of . . . . . ,, s.27.

See also LAND-REVENUE, XV.

FINDER.

Responsibility and rights of (*See also* TREASURE TROVE) . Act9,1872,ss.71,168,169.

FINES.

See CRIMINAL LAW (INDIAN), 2.

General provisions for recovery of. *See* CRIMINAL PROCEDURE (INDIAN), 9 (*3*).

FINE ARTS COPYRIGHT ACT, 1862.[1] (*See* COPYRIGHT) . . 25-6V.c.68.

FIRE.

I.—BENGAL ACT 1, 1893.

1. Preliminary.

Ben. Act 1, 1893, applies to Calcutta and suburbs and to Howrah, and may be extended to other municipalities in the neighbourhood by notification . . . . . Ben.Act1,1893,s.1.

Definitions . . . . . ,, s.3.

[1] This short title was given by 59 & 60 Vict. c. 14.

FIRE—*contd.*

I.—BENGAL ACT, 1, 1893—*contd.*

2. Warehouses for storing, pressing or keeping jute, cotton or other inflammable substances.

What buildings or places subject to Act "as warehouses" . Ben. Act 1, 1893, s.3(*8*).
Power of Local Government to apply Act to other buildings and places . . . . . „ s.40.
Act not to apply to buildings or places containing small quantities of jute, cotton, etc. . . . . „ s.45.
Not to be used unless licensed by Municipal Commissioners . „ s.4.
Provisions as to grant, refusal, conditions and duration of license and annual fee payable therefor . . . . . „ ss.5to10A, 24.
Form of license . . . . . „ s.44,Sch.
Report and fee on charge in occupation of warehouse; penalty . „ ss.11,17.
Suspension and cancellation of license . . . . . „ ss.12,13.
Penalties for breach of provisions of Act as to licenses . . „ ss.14to16, 18.
Penalty for preparing or drying inflammable substance on roof of warehouse . . . . . „ s.19.
„ „ residing in jute or cotton warehouse . . . „ s.20.
„ „ using matches or artificial light in jute or cotton warehouse without proper protection . . . „ s.21.
„ „ smoking in jute or cotton warehouse . . . „ s.22.
Annual report by Municipal Commissioners as to working of Act . . . . . „ s.41.

3. Fire-brigade.

Commissioner of Police to maintain . . . . . „ s.30.
Power of Local Government to make orders as to maintenance, etc., of . . . . . „ s.31.
Powers exerciseable by officer in charge of, and by police, on occasion of fire; indemnity . . . . . „ ss.32to34.
Officer in charge of, to enquire into cause of fire and report to Magistrate; copies of reports and evidence to be furnished to applicants . . . . . „ s.35.
Annual report by Commissioner of Police to Local Government as to . . . . . „ s.41.
Funds:
Annual estimate of receipts and expenditure on account of brigade . . . . . „ s.26.
Power of Municipal Commissioners to levy rates for maintenance of brigade . . . . . „ s.25.
Such rates to form part of the consolidated rate imposed under the Calcutta Municipal Act . . . . . „ s.28.
Recovery of such rates . . . . . „ s.28.
Payments to be made to Commissioner of Police by Municipal Commissioners to meet cost of brigade . . . „ s.23.
Proportionate liability of the several Municipalities for cost of brigade . . . . . „ s.29.
License-fees, rates and fines to be appropriated to maintenance of brigade . . . . . „ ss.24,36(2).
Jute warehouse funds of certain Municipalities appropriated to Fire Brigade Fund . . . . . „ s.27.

FIRE—*concld.*

BENGAL ACT 1, 1893—*contd.*

4. Miscellaneous.

Penalty for sending up fire-rockets or fire-balloons or selling fire-works without license; grant, suspension and withdrawal of such licenses, and fee therefor . . . . . Ben.Act1,1893,ss.36to38.

Arrest for offence under s. 36; disposal of arrested person . . „ ss.42,43.

Penalty on householder when rockets or fire-balloons sent up without written permission . . . . . „ s.39.

II.—OTHER ENACTMENTS.

Prevention and extinction of fire in municipalities:

See under MUNICIPALITY, (*sub-heading*, "The Public Health, Safety and Convenience)".

Duty of police to prevent loss or damage by fire . . . (Bom.City)Bom.Act4, 1902,s.32(*1*)(*l*). (Bom.)Bom.Act4,1890,s. 52(*f*). (Cal.)Ben.Act4,1866,s.10A (*1*)(*l*)(sub.Ben.Act3, 1910,s.5). (Cal.Sub.)Ben.Act2,1866, s.4A(*1*)(*l*)(sub.Ben.Act3, 1910,s.5). (Ran.)Bur.Act4,1899,s.16 (*11*).

Powers of police on occurrence of fire . . . . . (Mad.City)Mad.Act3, 1888,ss.61,62.

Punishment for negligent conduct with respect to fire or combustible substance . . . . . Act45,1860,s.285.

Protection of inland steam-vessels from danger by fire . . Act6,1884,ss.47to50.

Power of Port officials to require crews to prevent or extinguish fire in port; fire-extinguishing apparatus to be provided; penalty . . . . . Act15,1908,ss.16,28,32.

See also FOREST, **1, 2, 3**; Policy of Insurance.

FISHERIES ACT (INDIAN), 1897 . . . . . Act4,1897.

„ „ (BURMA), 1905 . . . . . Bur.Act3,1905.

FISHERY. *See also* FISHING, PEARL FISHERY.

1879. Mad. Act 2 (Fishing, Nilgiris District).
1886. Reg. 1, ss. 16, 155 (Land and Revenue, Assam).
1889. Ben. Act 2 (Private Fisheries Eastern Bengal and Assam
1889. Reg. 3, ss. 32, 37 to 46, 53 (Land and Revenue, Upper Burma).
1897. Act 4 (Fisheries).
1905. Bur. Act 3 (Fisheries, Burma).

1. BRITISH INDIA GENERALLY, EXCEPT BURMA.
2. BENGAL (EXCEPT SAMBALPUR DISTRICT) AND EASTERN BENGAL AND ASSAM.
3. LOWER BURMA.
4. UPPER BURMA.
5. NILGIRIS DISTRICT, MADRAS PRESIDENCY.
6. CENTRAL PROVINCES AND SAMBALPUR DISTRICT (BENGAL).

1. BRITISH INDIA GENERALLY, EXCEPT BURMA.

Act 4, 1897, to be read as supplemental to other enactments relating to fisheries . . . . . Act4,1897,s.2.

Definition of "fish," "fixed engine" and "private water" . „ s.3.

FISHERY—*contd.*

1. BRITISH INDIA GENERALLY, EXCEPT BURMA—*contd.*

Penalty for destruction of fish by explosive in inland water or on coast . . . . . Act 4,1897,s.4.
„ „ „ by poisoning of water . . . . „ s.5(*1*).
Power of Local Government to suspend operation of s. 5 (*1*) in local area . . . . . „ s.5(*2*).
Power of Local Government to make rules to prohibit or regulate fixed engines or weirs, to regulate nets, or to prohibit fishing in specified water for two years; power to apply such rules to other than private waters, or, with consent, to private waters „ s.6.
Arrest without warrant for offence under Act; detention of person arrested . . . . . „ s.7.

2. BENGAL (EXCEPT SAMBALPUR DISTRICT) AND EASTERN BENGAL AND ASSAM.

Power to declare water to be a fishery and make rules for grant of licenses, etc., to fish; bar to rights in fisheries, with savings . (As.)Reg.1,1886,ss.16,155(*f*),(*g*).
Private fisheries:
Definition of "fish," "fixed engine" and "private waters" . Ben.Act2,1889,s.2.
Penalties for fishing, or erecting fixed engine, etc., without authority in private waters; exception as to angling with rod and line in navigable river . . . . . „ .3.
Removal of fixed engine and forfeiture of engine and of fish wrongfully taken . . . . . „ s.4.
Penalty for wrongful entry . . . . . „ s.5.
Offences under Act cognizable by police . . . . „ s.6.

3. LOWER BURMA.

Bur. Act, 1905, extends to Lower Burma in the first instance . Bur. Act 3, 1905, s.1.
Definitions . . . . . „ s.3(am.Bur.Act6, 1909,s.3).
Exclusive right of fishing in "fishery" belongs by custom to Government . . . . . „ preamble.
Fisheries to be under charge of Deputy Commissioner of district unless otherwise provided . . . . . „ s.4(am.Bur.Act 6,1909,s.4).
Power to exempt fishery from provisions of Act . . . „ s.5.
Classification of fisheries into "leasable," "reserved," "open" and "protected" . . . . . „ s.8.
Right to fish acquirable only under Act; saving as to angling with rod and line, and saving of prior grants by British Government . . . . . „ ss.6,7.
Disposal of right of fishing, by lease, etc. . . . . „ ss.8,9,10(ss.8,10 am.Bur.Act6,1909, ss,5,6).
Weir, bank or dam not to be erected, maintained or used in any fishery unless expressly permitted; penalty; power to order removal of, and recover expense . . . . . „ ss.8-11,21(*c*),26.
New canal or channel which may affect any leasable or reserved fishery not to be made without permission; penalty; power to close canals and recover expense . . . . . „ ss.12,23(*a*),26.
Dynamite, poison, etc., not to be used, except with permission, to facilitate catching of fish; penalty . . . . „ s.11A(ins.Bur. Act6,1909,s.7); „ s.21(*d*).(*e*)(sub-Bur.Act6,1909. s.8).

FISHERY—*contd.*

3. LOWER BURMA—*contd.*

Provisions for protection of specified species of :
fish and of eggs of any species of turtle or tortoise ; penalty . Bur.Act3,1905,ss.13,14.
presumption against certain persons found in possession of such fish or eggs . . . . . „ s.23(*b*),(*c*).
Power of fishery officer to arrest certain offenders ; to enter houses or premises and search for, inspect and seize fishing implements, fish or eggs used or caught in contravention of Act or rules ; disposal of property seized . . . . . „ ss.17,19.
Power of fishery officer to search for poisons, etc., for killing, stupefying, etc., fish : complaint or report to Magistrate . „ ss.18,19.
Police-officers to aid fishery officers . . . . . „ s.20.
Penalty for wrongful arrest, seizure or search by fishery officer ; compensation to aggrieved person . . . . . „ s.24.
Penalty for unlawfully fishing, dynamiting or poisoning, etc., fish or interfering with lawful use of waters . . . . . „ s.21(*a*),(*b*),(*d*),(*e*),(*f*)(sub.Bur. Act6,1909,s.8).
Penalty for possession of materials for poisoning, etc., fish with intent to destroy and fish ; presumption against person found in possession of such materials . . . . . „ s.22(am.Bur.Act 6,1909,s.9).
Power of Court on conviction to order forfeiture of fishing implement, weir, etc., fish or eggs in respect of which offence committed . . . . . „ s.25.
Loans to fishermen for relief of distress, purchase of boats and other objects connected with their industry ; recovery of loans „ ss.32(*1*)(*i*), 28,29.
Fees, rents, etc., due to Government in respect of leases, licenses, etc., granted under Act . . . . . „ s.27.
Proceedings before Revenue-officers ; application of provisions of Act 2, 1876, and Regulation 3, 1889 . . . . . „ s.30.
Certain questions relating to fisheries arising in Civil Courts to be referred to Deputy Commissioner for decision ; appeal to higher Revenue-authority ; decision given by Deputy Commissioner on appeal conclusive . . . . . „ s.31.
Power to make rules ; penalty for breach of rule . . . „ s.32(am.Bur.Act 6,1909,s.10).
Exemption of fishery security bonds from registration . . „ s.33(ins.Bur.Act 6,1909,s.11).

4. UPPER BURMA.

Definition of " fishery," " to fish " and " fixed engine " . . Reg.3,1889,s.32(*1*).
All fisheries belong to Government ; right to fish acquirable only under Reg. 3, 1889, s. 32 . . . . . „ s.32(*2*).
Grant of leases or licenses . . . . . „ s.32(*3*).
Permission to angle with rod and line . . . . . „ s.32(*5*).
Power to remove fishery from operation of Regulation . . . „ s.32(*6*).
„ make rules as to fisheries . . . . . „ s.32(*7*).
Penalties for fishing without right . . . . . „ s.32(*8*).
Recovery of revenue payable on account of fishery . . . „ ss.37to46.
Bar to jurisdiction of Civil Courts . . . . . „ s.53(x),(xi).
Power to extend Burma Act 3, 1905, to any part of Upper Burma Bur.Act3,1905,s.1(*3*).
„ repeal in any local area in Upper Burma s. 32 and s. 53 (*2*) (x) of Reg. 3, 1889 . . . . . „ s.2(*2*)(sub, Bur.Act6

FISHERY—*concld.*

5. NILGIRIS DISTRICT, MADRAS PRESIDENCY.

Power to take special measures for protection of other than indigenous fish . . . . . Mad. Act 2, 1879, s. 4.
„ make rules for regulation and control of fishing . . „ s. 5.
Penalty for breach of orders under s. 4 or s. 5; arrest; procedure; rewards to informers . . . . . „ ss. 6 to 9.

6. CENTRAL PROVINCES.

Right of Government to fisheries . . . . . Act 18, 1881, s. 151.

FISHING.

Power to prohibit . . . . . (Mad. City) Mad. Act 3, 1904, s. 311.
Regulation of fishing stakes in lines of navigation. *See* FAIRWAYS.
Control over, in forests. *See* FOREST, 6.
See also FISHERY.

FISHING VESSELS, BOMBAY. *See* MERCHANT SHIPPING, 4.

FOOD AND DRINK.

Punishment of offences relating to . . . . . Act 45, 1860, ss. 272, 273.
Destruction of articles on conviction . . . . . Act 5, 1898, s. 521.
Prevention of adulteration (Bombay):
Bom. Act 2, 1899, commencement and application of . . Bom. Act 2, 1899, s. 1.
„ „ to be read with City of Bombay Municipal Act, 1888, and Bombay District Municipal Act, 1901 . . . . . „ s. 2.
„ „ sale of article of food which is not of the nature, substance or quality demanded; punishment for; defence . . . „ s. 3.
„ „ purchase of article for analysis: penalty for refusing to sell for analysis . . . „ s. 4.
„ „ prosecution under Act, restrictions on . „ s. 1(5)(d),(e).
Control over sale of, in municipalities:
See under MUNICIPALITY (*sub-heading* "The Public Health, Safety and Convenience").

FOREIGN ENLISTMENT ACT, 1870 (*See* COLONIAL COURTS OF ADMIRALTY, ETC.; FOREIGN ENLISTMENT; JUDICIAL COMMITTEE; PRIZE) . . . . . 33-4V. c. 90.

FOREIGN ENLISTMENT.

Penalty on (without license of Her Majesty) engaging in or enlisting others in military or naval service of foreign State at war with friendly State; and on conveying persons so engaging or enlisted, etc. . 33-4V. c. 90, ss. 4 to 7.
„ building, equipping, etc., vessels for service of foreign State at war with friendly State . . . „ ss. 8 to 10.
„ fitting out expeditions against friendly State . . „ s. 11.
Punishment of accessories; term of imprisonment . . . „ s. 12, 13.
Seizure and restoration of illegal prize, by order of Court of Admiralty . . . . . „ s. 14.
Procedure and venue in case of offences; seizure and forfeiture of offending ships, etc.; jurisdiction of Courts of Admiralty; appeal . . . . . „ ss. 16 to 24, 27, 30.